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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/537,207 12/05/2005		Paolo Alessandro Sommacal	UVB 005	3449
39232 Themis Intelle	7590 04/05/2007	EXAMINER		
Themis Intellectual Property Counsel 7660 Fay Ave Ste H378			MORGAN, EILEEN P	
La Jolla, CA 92037			'ART UNIT	PAPER NUMBER
			3723	
		,		
			MAIL DATE	DELIVERY MODE
			04/05/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
10/537,207	SOMMACAL, PAOLO ALESSANDRO		
Examiner	Art Unit		
Eileen P. Morgan	3723		

-The MALING DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 22 March 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. 1. ☑ The reply was filed after a final rejection, but prior to or on the same day as fiting a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies; (1) an amendment, affidavit, or other evidence, which places the application in condition of allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 1.13, or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.14. The reply must be filed within one of the following and the period for reply applies 3 mention of the final rejection. 1. ☑ The period for reply applies 3 mentions the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In Examiner, Note: It box 1 is checked, sheek either box (a) or (6). ONLY CHECK BOX (6) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY EVAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY EVAS FILED WITHIN TWO MONTHS OF THE FIRST REPLACE ELECTRON. See MPEP 766.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee house benefited is the date for purposes of determining the period of extension and the corresponding mount of the fee. The appropriate extension fee house any earned patient term adjustment. See 37 CFR 1.704(b). 1. ☑ The Notice of Appeal was filed on		Eileen P. Morgan	3723					
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b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will be statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRNAL FILEICTION. See MPEP 706 07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as storth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final office action; or (2) as storth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, or (2) as storth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, or (2) as storth in (3) and the propriate extension fee under 37 CFR 1.37(a) and the propriate extension thereof (37 CFR 41.37(a)). ADMINITED OF APPEAL. □ The Notice of Appeal and See and the storth in 37 CFR 41.37(a). The Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(a)). It avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filled within the time period set forth in 37 CFR 41.37(a). AMENDMENTS ■ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) They raise the issue of new matter (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They raise the issue of new matter (see NOTE below); (d) They raise the issue of new matter (see NOTE below); (e) The	1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following							
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how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1.4.7.8 and 14-22. Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE 8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e). 9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1). 10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because: 12. Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s). 13. Other: 14. Other: 15. Other: 16. Other: 17. Other: 18. Other: 19. Other: 1	 Newly proposed or amended claim(s) would be all non-allowable claim(s). 	llowable if submitted in a separate,	timely filed amendme	ent canceling the				
Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1.4.7.8 and 14-22. Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE 8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e). 9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1). 10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because: 12. Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s). 13. Other: 14. Other: 15. Other: 16. Claim(s) rejected: 16. Appeal, but prior to the date of filing a Notice of Appeal will not be entered because in entere	7. 🛛 For purposes of appeal, the proposed amendment(s): a) 🗌 will not be entered, or b) 🖾 will be entered and an explanation of							
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Eileen P. Morgan	_	(PTO/SB/08) Paper No(s)	210M	,				
			Eileen P. Morgan					

Primary Examiner

Continuation of 3. NOTE: The amendment to claim 1 raises new issues not previously considered. The added limitaions that the main components are 'assemblable' and 'separable' are new issues..